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CASE NUMBER  
1095-1068.1  
PATENT

ATTORNEY'S DOCKET NO. 1095-1068.1  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: ) Examiner:  
 )  
 Robert V. Norby and René Hunziker ) Group Art Unit: 1725  
 )  
 Serial No.: 09/933,527 )  
 )  
 Filed: August 20, 2001 )  
 )  
 Patent: Rail Welderhead Shear Apparatus )

Commissioner of Patents  
Washington, D.C. 20231-9998

Dear Sir:

**RESPONSE TO NOTICE OF MISSING PARTS**

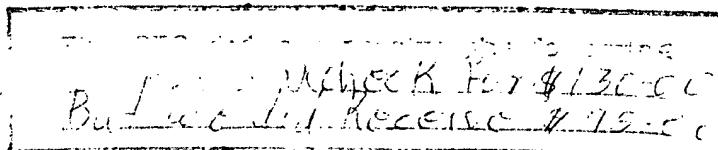
Responsive to the Notice of Missing Parts dated September 24, 2001 Applicants submit  
herewith:

- (1) copy of signed Declaration and Power of Attorney
  - (2) five sheets of substitute drawings with margins corrected to meet the Notice
- Check No. 47377 for \$130.00 is enclosed. Please charge any additional amounts or  
refund any overpayments to Deposit Account No. 12-0913

Respectfully submitted,

*David C. Brezina*  
David C. Brezina,  
One of the Attorneys for Applicants  
Reg. No. 34,128

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UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/933,527	08/20/2001	Robert V. Norby	1095-1068.1

Lee, Mann, Smith, McWilliams, Sweeney & Ohlson  
P.O. Box 2786  
Chicago, IL 60690-2786

CONFIRMATION NO. 5832  
FORMALITIES LETTER



\*OC00000006592611\*

Date Mailed: 09/24/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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10-FC-105 55.10 55.10 55.10

*A copy of this notice MUST be returned with the reply.*

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE